

Declaration and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PYRIMIDO COMPOUNDS HAVING ANTIPROLIFERATIVE ACTIVITY

the specification of which

(check one)

☒ [X] is attached hereto.

☐ [] was filed on _____ as

Application Serial No. _____

and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> [] Yes	<input type="checkbox"/> [] No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> [] Yes	<input type="checkbox"/> [] No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> [] Yes	<input type="checkbox"/> [] No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

<u>60/423,670</u> (Application No.)	<u>November 4, 2002</u> (Filing Date)	_____ (Application No.)	_____ (Filing Date)
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I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Status) (patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

☒ Practitioners at Customer Number **00151**

Direct all correspondence to:

☒ Customer Number **00151**

Direct Telephone Calls to: (name and telephone number)

Patricia S. Rocha-Tramaloni (973) 235-2441

Apostolos Dermatakis

Full name of sole or first inventor

Apostolos Dermatakis

Inventor's signature

10/14/2003

Date

Parlin, Middlesex County, New Jersey

Residence

Greece

Citizenship

5 Borelle Square, Parlin, New Jersey 08859

Post Office Address

(Supply similar information and signature for second and subsequent joint inventors.)

Mark Michal Kabat

Full name of second joint inventor, if any

Mark Michal Kabat

Second Inventor's signature

10-14-2003

Date

Nutley, Essex County, New Jersey

Residence

USA

Citizenship

87 Alexander Avenue, Nutley, New Jersey 07110

Post Office Address

Kin-Chun Luk

Full name of third joint inventor, if any

[Signature]

Third Inventor's signature

October 14, 2003

Date

North Caldwell, Essex County, New Jersey

Residence

USA

Citizenship

66 Evergreen Drive, North Caldwell, New Jersey 07006

Post Office Address

Pamela Loreen Rossman

Full name of fourth joint inventor, if any

Pamela Loreen Rossman

Fourth Inventor's signature

October 14, 2003

Date

Nutley, Essex County, New Jersey


Residence

USA

Citizenship

82 Oakley Terrace, Nutley, New Jersey 07110

Post Office Address


Sung-Sau So

Full name of fifth joint inventor, if any

Sung-Sau So

10-14-2003

Fifth Inventor's signature

Date

Nutley, Essex County, New Jersey

Residence

Hong Kong

Citizenship

6 Wilimington Drive, Nutley, New Jersey 07110

Post Office Address

Title 37, Code of Federal Regulations, §1.56, duty to disclose information material to patentability provides, in part, that each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned.

Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.